

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mayeroff, J.)
 Serial No. : 10/627,450)
 Filed : July 25, 2003)
 For : Gaming Device and Method Displaying)
 Symbols in a Polygon Arrangement)
 Examiner : Cross, A.)

Group Art Unit 3713

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

11.6.2006
 Date
 Kellie D. Piet
 Kellie D. Piet

Declaration of Jason Mayeroff
Under 37 C.F.R. 1.131

I, Jason Mayeroff, declare as follows:

1. I am the sole inventor of the subject matter claimed in U.S. Patent Application Serial No. 10/627,450 ("the '450 Application") titled "Gaming Device and Method Displaying Symbols in a Polygon Arrangement" filed July 25, 2003, and have personal knowledge of the facts stated herein. If called upon I would and could competently testify to those facts.
2. The '450 Application claims priority to U.S. Provisional Application Serial No. 60/402,982 ("the '982 Provisional") titled "Gaming Device and Method Displaying Symbols in A Polygon Arrangement" filed August 12, 2002.
3. I conceived the invention on or about May 1, 1999, while in McCarran Airport in Las Vegas, Nevada.
4. When I conceived the invention, I documented the claimed invention in my inventor notes made on the back of my airplane ticket shown in Exhibit A.
5. As explained in the inventor notes shown in Exhibit A, the invention conceived on or about May 1, 1999 is a poker game in which cards are dealt in a geometric shape, such as

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triangles, squares, or "other shapes," with the sides of the shape forming stud or draw poker hands. See Exhibit A.

6. I disclosed the invention to Pete Lyons on May 1, 1999, who was with me at McCarran Airport on that date. See Declaration of Pete Lyons.

7. I had four other patent applications pending with the U.S. Patent and Trademark Office as of May 1, 1999 and was not financially able to file another application for the present invention at that time.

8. On or before December 2, 2001, I contacted my patent attorney John Roethel to file an application on the present invention. However, he was unable to prepare and file the patent application as he had recently been hired exclusively by another client and was winding down his practice.

9. I contacted at least one other attorney between December 2001 and June 2002, but was unable to find a patent attorney with whom I felt comfortable.

10. In or about June 2002, I contacted the attorney of record in the present application and directed the filing of '982 Provisional. As mentioned above, the '982 Provisional was filed on August 12, 2002.

11. I have reviewed the Loewenstein reference and have determined that Loewenstein does not disclose, suggest, or claim the invention claimed in the present application.

I declare that all statements made herein made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any

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patent issuing thereon.

Under penalty of perjury, I declare that the foregoing is true and correct this 28th day of
September, 2006 in Bangkok, Thailand.

A handwritten signature in dark ink, appearing to read 'J. Mayeroff', is written over a horizontal line.

Jason Mayeroff

EXHIBIT “A”

America West Airlines

PASSENGER ITINERARY AND RECEIPT

CUSTOMER NAME: MAYEROFF/JASON

Thank you for choosing America West and our electronic ticketing product. Please note, this receipt has no cash value and is not valid for travel. Upon checking in at your departure airport you will be issued a boarding pass.

ELECTRONIC TICKETS ARE NOT TRANSFERABLE.

Confirmation Number: IH0XTX
Ticketing Date: 4/29/1999

Receipt Date: 4/30/1999
Ticket Number: 4012718698093

Date	Flight	Departing From	Time	Arriving At	Time
01MAY	2104	LAS VEGAS, NV	11:35A	LOS ANGELES, CA	12:45P

Restrictions:

Payment for 1 Passengers: \$ 75.00
*Tax: 6.00
**PFC: 5.00
Total: \$ 86.00 Form of Payment: VISA

*For international travel, applicable fees may be included

**For international travel, applicable departure and arrival taxes may be included.

IF YOUR TICKET IS NON-REFUNDABLE, A PENALTY FOR CHANGES MAY APPLY.

Passenger Check-In Requirements:

PASSENGERS WHO WISH TO CHECK BAGGAGE CURBSIDE MUST PRESENT THIS ORIGINAL DOCUMENT. America West recommends that you check-in sixty (60) minutes before your departure time. Please be prompt and board your flight at least ten (10) minutes before your scheduled departure time.

Refunds:

Electronic Tickets are good for carriage for one year from date of issue, except as otherwise provided in this receipt, in carrier's tariffs, conditions of carriage, or related regulations. Unless otherwise noted, if you do not travel on this itinerary, you may qualify for a refund. To apply for a refund of any unused air fare please call America West Airlines at 1 (800) 2-FLY-AWA. Refunds may also be requested by writing America West Airlines Refunds Department at: 4000 East Sky Harbor Blvd., Phoenix, AZ 85034. Written refund requests must include a copy of this document and/or your confirmation number, date of travel and flight number, and all credit card billing information, including the account number and purchase reference numbers.

AMERICA WEST AIRLINES, INC. SUMMARY OF INCORPORATED TERMS

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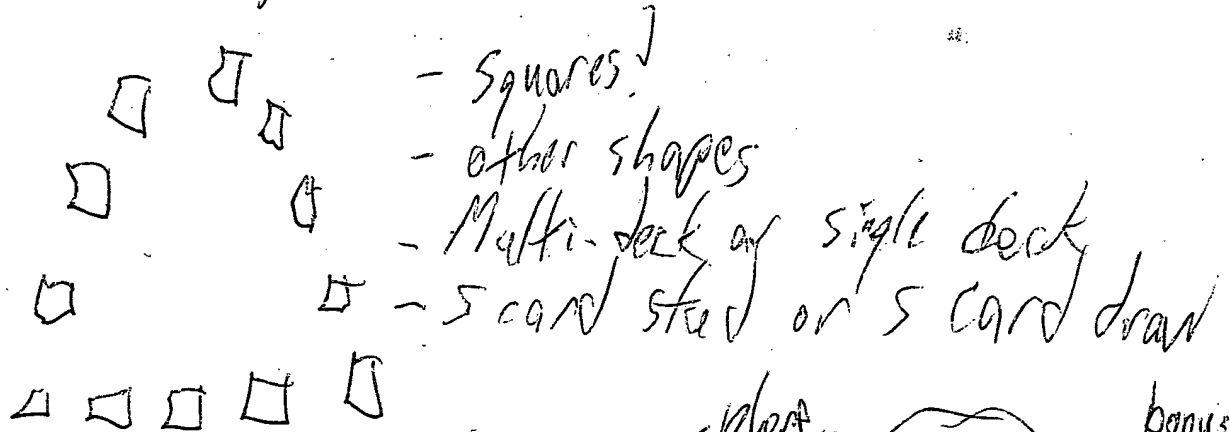
THANK YOU FOR CHOOSING AMERICA WEST. HAVE A GREAT FLIGHT!

New Ideas

5/1/99

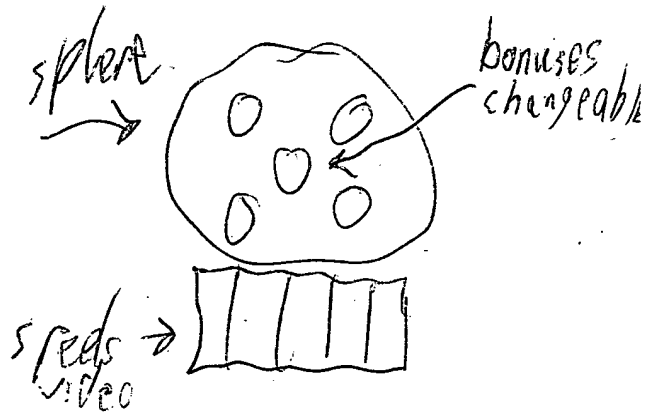
Best Available Copy

1) Triangle Poker call Mike Wood



2) Sphere w/ wheel

- football shape
- globe
- NBA/NFL tie-in



Bonuses change on ~~the~~ sphere based on bet level.

3) Path games

back-lit bonuses in path leading to top prize. need more thinking.